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13 JASBIR S. THANDI

14 **UNITED STATES DISTRICT COURT**

15 **NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**

16 UNITED STATES OF AMERICA,

17 Plaintiff,

18 v.

19 JASBIR S. THANDI,

20 Defendant.

21 Case No. 4:23-CR-0428-JST

22 **STIPULATION AND ORDER TO**  
23 **SUBMIT CONFIDENTIAL**  
24 **INFORMATION UNDER SEAL OR FOR**  
25 **IN-CAMERA REVIEW**

1 Plaintiff United States of America, together with Defendant Jasbir S. Thandi (the  
 2 “Parties”), respectfully stipulate and agree, subject to the Court’s approval, as follows:

3 On November 16, 2023, defendant Thandi was charged with Conspiracy to Commit  
 4 Insurance Fraud in violation of 18 U.S.C. § 371, Insurance Fraud in violation of 18 U.S.C. § 1033,  
 5 and Bank Fraud in violation of 18 U.S.C. § 1344. *Dkt. 1.*

6 On January 18, 2024, at an appointment of counsel hearing before the Court, Mr. Thandi  
 7 submitted a sworn financial affidavit (the “Financial Affidavit”) in support of his request for court-  
 8 appointed counsel under the Criminal Justice Act (“CJA”). *Dkt. 32.* The government, citing  
 9 evidence developed during its investigation of Mr. Thandi, objected to the appointment of CJA  
 10 counsel for Mr. Thandi.

11 In response, the Court provisionally appointed the above-captioned counsel as CJA  
 12 counsel to represent Mr. Thandi, and ordered the parties to file briefing to enable the Court to  
 13 assess Mr. Thandi’s eligibility for CJA counsel. Counsel for defendant Thandi was ordered to file  
 14 a brief in support of his application for CJA appointment no later than February 19, 2024.  
 15 Government counsel was ordered to file a response no later than March 4, 2024. *Dkt. 31.*  
 16 Defendant Thandi may file a reply by March 11, 2024. *Id.*

17 In support of their briefs, the Parties may seek to file with the Court confidential personal,  
 18 financial, and medical information concerning Mr. Thandi’s eligibility for court-appointed  
 19 counsel. The Parties believe that it is appropriate pursuant to Criminal Local Rule 56-1 for such  
 20 confidential information to be filed under seal.

21 Separately, this District’s General Order No. 2, Criminal Justice Act Plan, subd.  
 22 (IV)(B)(1)(b)(3), states that “[e]mployees of the United States Attorney’s Office may not  
 23 participate in the completion of the financial affidavit or seek to obtain information concerning  
 24 financial eligibility from a person requesting the appointment of counsel.” The government does  
 25 not object to information covered by General Order No. 2 being filed for in-camera review.

26 THEREFORE, the Parties hereby agree and stipulate to the following:

27 1. The Parties may submit confidential personal, financial, and medical information  
 28 concerning Mr. Thandi’s eligibility for court-appointed counsel under seal, and references to that

1 confidential information (if any) included in the Parties' briefs concerning Mr. Thandi's request  
 2 for court-appointed counsel shall be redacted from any documents filed in the public record;

3 2. Mr. Thandi may submit information covered by General Order No. 2 for in-camera  
 4 review, and references to such information (if any) included in Mr. Thandi's briefs shall be  
 5 redacted from any documents filed in the public record; and

6 3. The government reserves all rights to challenge Mr. Thandi's designation that  
 7 information is covered by General Order No. 2 and therefore subject to in-camera review.

8 **SO STIPULATED.**

9 DATED: February 14, 2024

ISMAIL J. RAMSEY  
 United States Attorney

12 By: /s/David J. Ward

DAVID J. WARD  
 Assistant United States Attorney

14 DATED: February 14, 2024

15 COBLENTZ PATCH DUFFY & BASS LLP

17 By: /s/Timothy P. Crudo

18 TIMOTHY P. CRUDO  
 Attorneys for Defendant  
 19 JASBIR THANDI

## ORDER

2 The Court, having considered the Stipulation to Submit Confidential Information Under  
3 Seal or for In-Camera Review, and good cause appearing, it is HEREBY ORDERED:

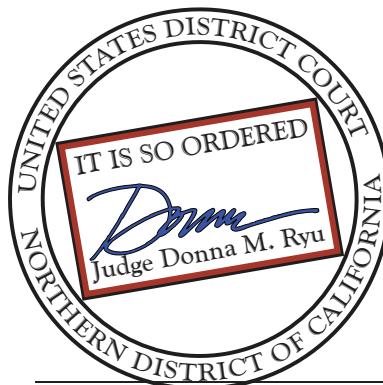
4       1. The Parties may file confidential personal, financial, and medical information  
5 concerning Mr. Thandi's eligibility for court-appointed counsel under seal. References to that  
6 confidential information (if any) included in the Parties' briefs concerning Mr. Thandi's request  
7 for court-appointed counsel shall be redacted from any documents filed in the public record;

8           2. Mr. Thandi may submit information covered by General Order No. 2 for in-camera  
9 review. References to such information (if any) included in Mr. Thandi's briefs shall be redacted  
10 from any documents filed in the public record; and

11 3. The government reserves all rights to challenge Mr. Thandi's designation that  
12 information is covered by General Order No. 2 and therefore subject to in-camera review.

## IT IS SO ORDERED.

DATED: February 16, 2024



DONNA M. RYU  
Chief Magistrate Judge

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